

Pro Se 5 (Rev. 12/16) Complaint for a Civil Case Alleging Negligence

UNITED STATES DISTRICT COURT

for the
Southern District of New York
CIVIL Division

18CV3159

Muharrem Balkanli

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

Case No.

(to be filled in by the Clerk's Office)

Jury Trial: (check one)

☒ Yes☐ NoJOHN DOE
NY Police Department
CITY OF NEW YORK

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

COMPLAINT FOR A CIVIL CASE ALLEGING NEGLIGENCE
(28 U.S.C. § 1332; Diversity of Citizenship)

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address

Muharrem Balkanli
45 W 81 Street #617
New York, NY 10024
New York County
2033081200
galeryoftoman@gmail.com

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Under 28 U.S.C. § 1332, federal courts may hear cases in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000. In that kind of case, called a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff. Explain how these jurisdictional requirements have been met.

A. The Plaintiff(s)

1. If the plaintiff is an individual

The plaintiff, (name) Muhammed Balkant, is a citizen of the State of (name) NEW YORK.

2. If the plaintiff is a corporation

The plaintiff, (name) N/A, is incorporated under the laws of the State of (name) N/A, and has its principal place of business in the State of (name) N/A.

(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

B. The Defendant(s)

1. If the defendant is an individual

The defendant, (name) JOHN DOE, is a citizen of the State of (name) NEW YORK. Or is a citizen of (foreign nation) _____.

2. If the defendant is a corporation

The defendant, (name) CITY OF NEW YORK is incorporated under the laws of the State of (name) NEW YORK, and has its principal place of business in the State of (name) NEW YORK. Or is incorporated under the laws of (foreign nation) N/A, and has its principal place of business in (name) N/A.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

C. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because (explain):

E-mail Address (if known)

JOHN DOE (POLICE OFFICER)
Police officer who made arrest on 10/30/16
114 Police Precinct
34-16 Astoria Blvd. Queens County
Astoria, NY 11103
718 626 9311 (718-626-9311)
unknown and I don't want to know

E-mail Address (if known)

NEW YORK POLICE DEPARTMENT
POLICE DEPARTMENT
100 Centre Street
NY - NY COUNTY
NY - NY - 10007
UNKNOWN + I DONT WANNA Kill
UNKNOWN

E-mail Address (if known)

CITY OF NEW YORK
100 Centre Street
New York, NY 10007
New York County
UNKNOWN
UNKNOWN

E-mail Address (if known)

defendant's neglected official and individual capacity
to ensure plaintiff was responded medical emergency

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

On (date) 10-30-16 at (place) Dandana 4221 Broadway, Queens, NY 1103

the defendant(s): (1) performed acts that a person of ordinary prudence in the same or similar circumstances would not have done; or (2) failed to perform acts that a person of ordinary prudence would have done under the same or similar circumstances because (describe the acts or failures to act and why they were negligent)

Plaintiff was injured and was in floor, needed immediate medical response from the scene, instead was shuffled and thrown inside police cruiser, where in received shoulder and neck injuries and was taken to precinct 114 was also thrown on floor to receive more injuries by police. The acts or omissions caused or contributed to the cause of the plaintiff's injuries by (explain) police failed to call 911 Emergency Medical Response team, Police failed to ensure that he was not moved at scene, Police deliberately threw plaintiff inside cruiser of Police, Police deliberately moved him from police cruiser to station and threw him on floor of police station.

IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

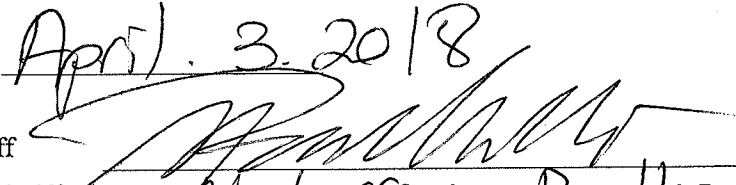
I am receiving surgery for my shoulder. I have been receiving therapy for my neck and shoulder. It has not been any better after femur-hip surgery which I will receive more surgery. My neck and back is terrible I have on going pain. I am asking to Court impose and enforce punitive injunction + relief on City of New York and NYPD and make it right for me and people.

V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: April 3, 2018
 Signature of Plaintiff 
 Printed Name of Plaintiff Muharrem Balkanli

B. For Attorneys

Date of signing: _____

Signature of Attorney _____

Printed Name of Attorney _____

Bar Number _____

Name of Law Firm _____

Street Address _____

State and Zip Code _____

Telephone Number _____

E-mail Address _____

Item Ballant
W 81 Street
-617
-NY-10024

308 Prop
USM P3
SDNY

IDENTICAL
GAL



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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT NEW YORK
PRO SE + CLERK OFFICE
500 Pearl Street

New York, NY 10007

10007-103099

